	Case 11-50084-btb Doc 173	Entered 10/25/11 1	11:51:26	Page 1 of 17	
1	ALAN R. SMITH, ESQ. Nevada Bar No. 1449				
2	Law Offices of Alan R. Smith 505 Ridge Street		FLFCI	TRONICALLY FII	T F D
3	Reno, Nevada 89501			October 25, 2011	LED
4	Telephone (775) 786-4579 Facsimile (775) 786-3066 Email: mail@asmithlaw.com			· · · · · · · · · · · · · · · · · · ·	
5					
6	Co-Counsel for Debtor				
7	AJ KUNG, ESQ. Nevada Bar No. 7052				
·	BRANDY BROWN, ESQ.				
8	Nevada Bar No. 9987 Kung & Associates 214 S. Maryland Parkway				
9	LLAS Vegas, Nevada X9101				
10	Telephone: (702) 382-0883				
11	Telephone: (702) 382-0883 Facsimile: (702) 382-2720 Email: ajkung@ajkunglaw.com Email: bbrown@ajkunglaw.com				
12		•			
13	Counsel for Debtor				
14					
15		STATES BANKRU		URT	
16		DISTRICT OF NEV	ADA		
17		ooOoo			
18	In Re:		e No. BK-l pter 11	N-11-50084-BTB	
19	ELKO GOLD MINE, LLC, a Nevada limited liability compa	•	•	TE OF ACCEP	TANCE
}		ANI	<b>D REJEC</b>	TION OF CHAP OT SUMMARY	<b>TER</b> 11
20	Debtor.	<u>F L A</u>	AN [DALI	ZOI SUMMARI	
21	· · · · · · · · · · · · · · · · · · ·	Hea	ring Date:	October 26, 2011	
22		Hea	ring Time:	: 3:00 p.m.	
23	Debtor, ELKO GOLD MI	NE, LLC, by and thro	ough its co-	counsel, ALAN R.	SMITH,
24	ESQ., hereby files its certificate	hat ballots concerning	ng the Debt	tor's Plan of Reorga	anization
25	(Dkt. #129) have been received	as follows:			
26	///				
27	///				
28	///				
Law Offices of ALAN R. SMITH 505 Ridge Street Reno, Nevada 89501 (775) 786-4579	H:\Elko Gold Mine\Plan & DS\Ballot Summary 102411	-dlg.wpd			

1	Creditor	<u>Class</u>		<b>Amount</b>	<u>Vote</u>
2	Excel National Bank	1	\$	4,500,000.00	Accepts
3	TOTAL CREDITORS PERCENTAGE IN NU		OTINIG.		1 100%
4	PERCENTAGE IN NO	OLLAR AMOU	NT ACC	CEPTING:	100%
5	Creditor	<u>Class</u>		Amount	Vote
6	C.M. Jarvis Furniture Leasing, Inc.	3	\$	514,966.04	Accepts
7	TOTAL CREDITORS		Ψ	314,700.04	1
8	PERCENTAGE IN NU PERCENTAGE IN DO	JMBER ACCEI	PTING: NT ACC	CEPTING:	100% 100%
9	Creditor	Class		Amount	<u>Vote</u>
10	Baltic Linen Co., Inc.	5	\$	64,982.30	Rejects
11	Cintas	5	\$	4,147.66	Accepts
12	Culligan of Elko	5	\$	686.24	Accepts
13	DNK Airport, LLC	5	\$	1,400,000.00	Accepts
14	Excel National Bank	5	\$	654,869.21	Accepts
15	Hot Shot Power Washing	5	\$	11,577.50	Accepts
16	Nevada Division of	•	•		
17	Industrial Relations	5	\$	370.00	Rejects
18	Team Green, Inc.	5	\$	105,071.33	Rejects
19	Umscheid Ent., Inc. dba The Paint Store	5	\$	5,875.61	Rejects
20	Val-U-Chem, Inc.	5	\$	675.64	Accepts
21	Western Printing Co.	5	\$	664.05	Accepts
22	TOTAL CREDITORS	VOTING:			11
23	PERCENTAGE IN NU PERCENTAGE IN DO	JMBER ACCE		CEPTING:	64% 92%
24	The Debtor is unaware				·
25		•		hereto as Exhibi	t "A." The original
26	Copies of the Ballots are collectively attached hereto as <b>Exhibit "A."</b> The original				
27	ballots are in the possession of	Debtor's couns	el, and a	re available for in	spection and review

Law Offices of ALAN R. SMITH 505 Ridge Street Reno, Nevada 89501 (775) 786-4579

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## Case 11-50084-btb Doc 173 Entered 10/25/11 11:51:26 Page 3 of 17

1	DATE	D this	s 25 <sup>th</sup> day	of Octobe	er, 2011.			
2			·			OFFICES C	F ALAN	R. SMITH
3					By:	/s/ Alan I	R. Smith	<del></del>
4					AL. Co-	/s/ Alan I AN R. SMI Counsel for	TH, ESQ. Debtor	
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Law Offices of ALAN R. SMITH 505 Ridge Street Reno, Nevada 89501 (775) 786-4579

## Exhibit "A"

	II .		3.	
. 1	AJ KUNG, ESQ.		ALAN R. SMITH, ESQ.	
	Nevada Bar No. 7052		Nevada Bar No. 1449	
2	BRANDY BROWN,		Law Offices of Alan R. Şmith	
	Nevada Bar No. 9987		- 505 Ridge Street	
3	Kung & Associates		Reno, Nevada 89501	
	214 S. Maryland Park	way	Telephone (775) 786-4579	
4	Las Vegas, Nevada 89	9101	Facsimile (775) 786-3066	
	Telephone: (702) 382-	-0883	Email: mail@asmithlaw.com	
5	Facsimile: (702) 382-			
	Email: ajkung@ajkun		Co-Counsel for Debtor	
6	Email: bbrown@ajkur			
	1			
7	Counsel for Debtor			
8	#	·	•	
	1	UNITED STATES	BANKRUPTCY COURT	
9	1			
•	•	DISTRIC	T OF NEVADA	
10	1		00000—	
• •				
11	In Re:		Case No. BK-N-11-50084-BTB	
	1 110		Chapter 11	
12	ELKO GOLD MINE,	HC	BALLOT FOR ACCEPTING OR	
12	a Nevada limited liabil		REJECTING DEBTOR'S PLAN OF	
13	a Nevada minited habii	iity company,	REORGANIZATION	
13		Debtor.	REORGANIZATION	
14		Debior.	Hearing Date: October 26, 2011	
	£2		Hearing Date. October 20, 2011	
		1		
			Hearing Time: 3:00 p.m.	
15	The Plan of Re	Portanization and amendme	Hearing Time: 3:00 p.m.	
15	The Plan of Re	eorganization, and amendme	Hearing Time: 3:00 p.m. onts thereto, referred to in this ballot can be confirmed by	y
	the Court only if two-th	nirds in amount and more tha	Hearing Time: 3:00 p.m.  Into thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interes	st
15 16	the Court only if two-th voting on the Plan acce	nirds in amount and more tha ept the Plan, or, in the event	Hearing Time: 3:00 p.m.  Into thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles	st
15	the Court only if two-th voting on the Plan acce	nirds in amount and more tha	Hearing Time: 3:00 p.m.  Into thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles	st
15 16 17	the Court only if two-th voting on the Plan acco conforms to the require	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 U	Hearing Time: 3:00 p.m.  Into thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.	st
15 16	the Court only if two-th voting on the Plan according conforms to the require This ballot mu	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 U	Hearing Time: 3:00 p.m.  Into thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles	st
15 16 17 18	the Court only if two-th voting on the Plan acco conforms to the require	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  Or email no later than 5:00 p.m. on October 21, 2011	st
15 16 17	the Court only if two-th voting on the Plan according conforms to the require This ballot mu	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R.	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  In email no later than 5:00 p.m. on October 21, 2011  Smith, Esq.	st
15 16 17 18 19	the Court only if two-th voting on the Plan according conforms to the require This ballot mu	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith	st
15 16 17 18	the Court only if two-th voting on the Plan according conforms to the require This ballot mu	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith idge Street	st
15 16 17 18 19 20	the Court only if two-th voting on the Plan according conforms to the require This ballot mu	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R Reno, No.	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith idge Street evada 89501	st
15 16 17 18 19	the Court only if two-th voting on the Plan according conforms to the require This ballot mu	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number 11 Court of the Procession of the Proc	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  In remail no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith didge Street evada 89501 ber: (775) 786-3066	st
15 16 17 18 19 20 21	the Court only if two-th voting on the Plan according conforms to the require This ballot mu	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number 11 Court of the Procession of the Proc	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith idge Street evada 89501	st
15 16 17 18 19 20	the Court only if two-th voting on the Plan acco conforms to the require This ballot mu to:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Numl Email: mail(	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith didge Street evada 89501  ber: (775) 786-3066  @asmithlaw.com	st ss
15 16 17 18 19 20 21 22	the Court only if two-th voting on the Plan according to the require  This ballot mu to:  The undersigne	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Numl Email: mail(	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  In remail no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith didge Street evada 89501 ber: (775) 786-3066	st ss
15 16 17 18 19 20 21	the Court only if two-th voting on the Plan acco conforms to the require This ballot mu to:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Numl Email: mail(	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith didge Street evada 89501  ber: (775) 786-3066  Casmithlaw.com  The Plan of Reorganization and amendment thereto and the Plan of Reorganization and	st ss
15 16 17 18 19 20 21 22 23	the Court only if two-th voting on the Plan according to the require  This ballot mu to:  The undersigne	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Numl Email: mail(	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheles J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith didge Street evada 89501  ber: (775) 786-3066  @asmithlaw.com	st ss
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15 16 17 18 19 20 21 22 23	the Court only if two-th voting on the Plan accommon to the require This ballot muto:  The undersigned votes as follows:  Class of Creditor:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number Email: mails ed acknowledges receipt of Class 1	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheless J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith idge Street evada 89501  ber: (775) 786-3066  @asmithlaw.com  the Plan of Reorganization and amendment thereto and [Check One Box]  Accepts (X)	st ss
15 16 17 18 19 20 21 22 23 24 25	the Court only if two-th voting on the Plan accommon to the require This ballot muto:  The undersigned votes as follows:  Class of Creditor:  Amount of Claim:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number Email: mails ed acknowledges receipt of Class 1	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheless J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith idge Street evada 89501 ber: (775) 786-3066  Casmithlaw.com  The Plan of Reorganization and amendment thereto and [Check One Box]	st ss
15 16 17 18 19 20 21 22 23 24	the Court only if two-th voting on the Plan according to the requirement of the requirement of the conforms to the requirement of Claim:  Amount of Claim: Name of Creditor:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number Email: mailded acknowledges receipt of Class 1  \$4,500,000.00 Excel National Bank	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheless J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith indige Street evada 89501 ber: (775) 786-3066  @asmithlaw.com  The Plan of Reorganization and amendment thereto and [Check One Box]  Accepts (	st ss
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15 16 17 18 19 20 21 22 23 24 25	The undersigne votes as follows:  Class of Creditor:  Amount of Claim: Name of Creditor:  Address:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number Email: maild ed acknowledges receipt of Class 1  \$4,500,000.00 Excel National Bank 43385 Business Park Drive Temecula, CA 92590	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheless J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith indige Street evada 89501 ber: (775) 786-3066  @asmithlaw.com  The Plan of Reorganization and amendment thereto and [Check One Box]  Accepts (	st ss
15 16 17 18 19 20 21 22 23 24 25 26 27	The undersigne votes as follows:  Class of Creditor:  Amount of Claim: Name of Creditor: Address:  By:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number Email: maild ed acknowledges receipt of Class 1  \$4,500,000.00 Excel National Bank 43385 Business Park Drive	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheless J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith indige Street evada 89501 ber: (775) 786-3066  @asmithlaw.com  The Plan of Reorganization and amendment thereto and [Check One Box]  Accepts (	st ss
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15 16 17 18 19 20 21 22 23 24 25 26 27 28 Law Offices of	The undersigne votes as follows:  Class of Creditor:  Amount of Claim: Name of Creditor: Address:  By:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number Email: mail: mail: ed acknowledges receipt of Class 1  \$4,500,000.00 Excel National Bank 43385 Business Park Drive Temecula, CA 92590 Curtis DeMers	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheless J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith idge Street evada 89501  ber: (775) 786-3066  Casmithlaw.com  The Plan of Reorganization and amendment thereto and specific street (Check One Box)  Accepts (X)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)	st ss
15 16 17 18 19 20 21 22 23 24 25 26 27 28 Law Offices of ALAN R. SMITH	The undersigne votes as follows:  Class of Creditor:  Amount of Claim: Name of Creditor: Address:  By:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number Email: mail: mail: ed acknowledges receipt of Class 1  \$4,500,000.00 Excel National Bank 43385 Business Park Drive Temecula, CA 92590 Curtis DeMers	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheless J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith idge Street evada 89501  ber: (775) 786-3066  Casmithlaw.com  The Plan of Reorganization and amendment thereto and specific street (Check One Box)  Accepts (X)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)	st ss
15 16 17 18 19 20 21 22 23 24 25 26 27 28 Law Offices of	The undersigne votes as follows:  Class of Creditor:  Amount of Claim: Name of Creditor: Address:  By:	nirds in amount and more that ept the Plan, or, in the event ements of the law. See 11 Ust be returned by mail, fax of Alan R. Law Offices 505 R. Reno, No Facsimile Number Email: maild ed acknowledges receipt of Class 1  \$4,500,000.00 Excel National Bank 43385 Business Park Drive Temecula, CA 92590 Curtis DeMers  SVP/Special Assets Mana	Hearing Time: 3:00 p.m.  Into the thereto, referred to in this ballot can be confirmed by none-half in number of creditors in each class of interest of a rejection, the Court finds that the Plan nonetheless J.S.C. § 1129.  For email no later than 5:00 p.m. on October 21, 2011  Smith, Esq. of Alan R. Smith idge Street evada 89501  ber: (775) 786-3066  Casmithlaw.com  The Plan of Reorganization and amendment thereto and specific street (Check One Box)  Accepts (X)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)  Rejects (N)	st ss

Oct-21-11

		Case 11-50084-btb Doc 143	Entered 09/14/11 16:31:01	Page 3 of 3
		ALKIBIG NOO		/\
	1	AJ KUNG, ESQ. Nevada Bar No. 7052	ALAN R. SMITI Nevada Bar No.	
	2	BRANDY BROWN, ESQ.	Law Offices of A	
		Nevada Bar No. 9987	505 Ridge Street	
	3	Kung & Associates	Reno, Nevada 8	
	4	214 S. Maryland Parkway Las Vegas, Nevada 89101	Telephone (775) Facsimile (775)	786-3066
	•	Telephone: (702) 382-0883	Email: maikwas	
	5	Facsimile: (702) 382-2720		
	6	Email: ajkung@ajkunglaw.com Email: bbrown@ajkunglaw.com	Co-Counsel for I	Debtor
		Eman: objewingsakungsak.com		
	7	Counsel for Debtor		
	8			
	· C	UNITED	STATES BANKRUPTCY COUR	T
·	9			
			DISTRICT OF NEVADA	
·	10	1	<del></del> 00000	
	11	In Re:	Case No. BK-N-	11-50084-BTB
			Chapter 11	
	12	ELKO GOLD MINE, LLC, a Nevada limited liability company,	BALLOT FOR	ACCEPTING OR EBTOR'S PLAN OF
	13	a Nevada mined habinty company,	REORGANIZA	
		Debtor.		
	14		Hearing Date: ( / Hearing Time: 3	
	15		_/ Hearing rime.	::00 bur
			d amendments thereto, referred to it	
	16	the Court only if two-thirds in amount ar		
	17	voting on the Plan accept the Plan, or, i conforms to the requirements of the law		t rings that the Plan honetheless
		· · · · · · · · · · · · · · · · · · ·	·	
	18		mail, fax or email no later than 5:	00 p.m. on October 21, 2011
	19	to:	Alan R, Smith, Esq.	
		L	aw Offices of Alan R. Smith	
	20		505 Ridge Street	
	21	Face	Reno, Nevada 89501 imile Number: (775) 786-3066	
	2.1		mail: mail@asmithlaw.com	
	22			
	23	The undersigned acknowledges votes as follows:	receipt of the Plan of Reorganizat	ion and amendment thereto and
	رے	votes as tonows.		[Check One Box]
	24			- -
	25	Class of Creditor: Un - SECION	Accepts (	
	23	Amount of Claim: \$ 64.982	. 3 U Rejects (	$\checkmark$
	26	Name of Creditor: RALTIC	LINENT CO INC.	
	27	Address: 1990 /	ARCOS AUE	<del>40</del>
	27	By: Court	FLASON NY //O	<u>·                                     </u>
	28	Title: Suct	MIR	·
Lew Offices of	,		v 0	
ALAN R. SMITH 505 Ridge Street	]			
Reno, Nevada 895 (775) 786-4579	~'	H:\Elko Gold Mine\Plan & DS\Ballot 091411-rmb wpd		
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1	AJ KUNG, ESQ. Nevada Bar No. 7052	ALAN R. SMITH, ESQ. Nevada Bar No. 1449
. 2	BRANDY BROWN, ESQ. Nevada Bar No. 9987	Law Offices of Alan R. Smith 505 Ridge Street
3	Kung & Associates	Reno, Nevada 89501
	214 S. Maryland Parkway	Telephone (775) 786-4579
4	Las Vegas, Nevada 89101	Facsimile (775) 786-3066
5	Telephone: (702) 382-0883 Facsimile: (702) 382-2720	Email: mail@asmithlaw.com
	Email: ajkung@ajkunglaw.com	Co-Counsel for Debtor
6	Email: bbrown@ajkunglaw.com	
7	Counsel for Debtor	
8	Thimph of Africa Park	WIND INTERNATIONAL CONTRACTOR
9	UNITED STATES BANI	KRUPICY COURT
	DISTRICT OF	NEVADA
10	—00Оо	0
11	In Re:	Case No. BK-N-11-50084-BTB
		Chapter 11
12	ELKO GOLD MINE, LLC, a Nevada limited liability company,	BALLOT FOR ACCEPTING OR REJECTING DEBTOR'S PLAN OF
13	a Nevada innited habitity company,	REORGANIZATION
	Debtor.	
14	·	Hearing Date: October 26, 2011
15		Hearing Time: 3:00 p.m.
. 14		ereto, referred to in this ballot can be confirmed by
16	the Court only if two-thirds in amount and more than one voting on the Plan accept the Plan, or, in the event of a	
17	conforms to the requirements of the law. See 11 U.S.C.	
10	TI to the state of	The formation of the control of the
18	to:	ail no later than 5:00 p.m. on October 21, 2011
19	Alan R. Smi	th, Esq.
20	Law Offices of A	
20	505 Ridge Reno, Nevada	
21	Facsimile Number:	
22	Email: mail@asn	nithlaw.com
22	The undersigned acknowledges receipt of the P	lan of Reorganization and amendment thereto and
23	votes as follows:	ian of reorganization and amendment mereto and
		[Check One Box]
24	Class of Creditor: UNSERVED	Accepts (
25	Citation of Circuitor.	71000pts ()
26	Amount of Claim: \$ 4147 66	Rejects ()
26	Name of Creditor:	27 Fools John
27	P.O.150X 9 14	- Judgie Vu y
28	By: Chicago Title:	L 60678
Law Offices of		rick sow
ALAN R. SMITH 505 Ridge Street	H:\Eiko Gold Mine\Plan & DS\Ballot 091411-rmb.wpd 708-56	SUPV. 9-21-11
Reno, Nevada 89501 (775) 786-4579	H:\Elko Gold Mine\Plan & DS\Bellot 091411-rmb.wpd 708 -56	3-3355
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			AT ANY CLETT TOO
1	1		ALAN R, SMITH, ESQ. Nevada Bar No. 1449
2	Nevada Bar No. 7052 BRANDY BROWN, E	SO	Law Offices of Alan R. Smith
L	Nevada Bar No. 9987		505 Ridge Street
3	Kung & Associates		Reno, Nevada 89501
_	214 S. Maryland Parkv	vay	Telephone (775) 786-4579
4			Facsimile (775) 786-3066
	Telephone: (702) 382-0	0883	Email: mail@asmithlaw.com
5	Facsimile: (702) 382-2		
	Email: aikung@aikung		Co-Counsel for Debtor
6	Email: bbrown@ajkun	graw.com	
7	Counsel for Debtor		. • •
8	{		
		UNITED STATES BAN	KRUPTCY COURT
9	<b> </b>		
10		DISTRICT OF	
10	}	-00Oc	00
11	In Re:		Case No. BK-N-11-50084-BTB
• • •	III NO.		Chapter 1 i
12	ELKO GOLD MINE,	LLC.	BALLOT FOR ACCEPTING OR
	a Nevada limited liabil		REJECTING DEBTOR'S PLAN OF
13	<u> </u>		REORGANIZATION
• •	<b> </b>	Dehlor.	0.11.07.001
14		,	Hearing Date: October 26, 2011
15			Hearing Time: 3:00 p.m.
1.7	The Plan of Re	orvanization, and amendments (	hereto, referred to in this ballot can be confirmed by
16	the Court only if two-th	irds in amount and more than on	e-half in number of oreditors in each class of interest
	voting on the Plan acce	ept the Plan, or, in the event of a	rejection, the Court finds that the Plan nonetheless
17	conforms to the require	oments of the law. See 11 U.S.C	I, § 1129.
t o	hinter and		11 . 1
18		st be returned by mail, fax or en	nail no later than 5:00 p.m. on October 21, 2011
19	to:	Alan R. Sm	its Gen
.,		Law Offices of A	
20		505 Ridge	
	{	Reno, Nevad	la 89501
2J :		Facsimile Number:	(775) 786-3066
22		Email: <u>mail@as</u>	mithlaw.com
22	The mid-wise	ad nalemanijadaga	Plan of Reorganization and amendment thereto and
23	votes as follows:	on ackinimizates receipt of the	LISH OF VEOLESHINGS AND BUCUNGOUS INSCOON
₽., I	THE THE PARTY OF T		[Check One Box]
24	]		
	Class of Creditor:		Accepts ( )
25		19124	
9.0	Amount of Claim:	\$ 606-	Rejects ()
26	Name of Creditor:	Colligan of Elki	
27	Address:	FILE A 11 80000	
21	By:	TIENT Y OTONO	Frank B. Aldredo
28	Title;	OWALL THOUGH	the production of the state of
Law Offices of			The state of the s
alan R.Smith 505 Ridge Etroof			
Heno, Nevada 20567 (715) 786-4679	Haliko Cold MizelPlan A OSIBall	ini Angel Lemb week	•
4- will immanify	conduct and marchine v fight	☆! ひと (4.1 k·2 m ð/私社)	

. 1	AJ KUNG, ESQ. Nevada Bar No. 7052		ALAN R. SMI Nevada Bar No		
2	BRANDY BROWN,		Law Offices of		
3	Nevada Bar No. 9987		505 Ridge Street		
3	Kung & Associates 214 S. Maryland Park	11/03/	Reno, Nevada Telephone (775		
4	Las Vegas, Nevada 89		Facsimile (775)		
•	Telephone: (702) 382-	-0883	Email: mail@a		
5	Facsimile: (702) 382-	2720	2000000		
	Email: ajkung@ajkun		Co-Counsel for	Debtor	
6	Email: <u>bbrown@ajkur</u>	nglaw.com			
<b>7</b>	C 16 D1.				
7	Counsel for Debtor				
8					
0		UNITED STAT	SES BANKRUPTCY COU	ПRT	
9		01,1122 5111			
		DIST	RICT OF NEVADA		
10			ooOoo		
11	T., D.,		C N- 101/ N	I 11 60004 DTD	
11	In Re:		Case No. BK-N Chapter 11	I-11-50084-BTB	
12	ELKO GOLD MINE,	LLC		R ACCEPTING OR	
1.2	a Nevada limited liabi			DEBTOR'S PLAN O	F
13		-yy y .	REORGANIZ		
	·	Debtor.			
14				October 26, 2011	
15			Hearing Time:	3:00 p.m.	
13	The Plan of Re	organization and amor	idments thereto, referred to	in this hallot can be co	anfirmed by
16			e than one-half in number o		
10			event of a rejection, the Cou		
17		ements of the law. See			
10					
18		st be returned by mail,	fax or email no later than 5	5:00 p.m. on October	<u>21, 2011</u>
19	to:	A 1	an R. Smith, Esq.		
19			fices of Alan R. Smith		
20			05 Ridge Street		
		Rer	o, Nevada 89501		
21			Number: (775) 786-3066		
20		Email:	mail@asmithlaw.com		
22	The understan	المحمد مصامعات والمصامع	et of the Dlaw of December	estion and amoudmant	thanata and
23	votes as follows:	ed acknowledges recei	pt of the Plan of Reorganiz	ation and amendment	mereto and
23	voics as follows.			[Check One Box]	
24				[	•
	Class of Creditor:		Accept	s ()	
25		111 .11		•	
26	Amount of Claim:	\$ / 5 9 mall	Rejects		
26	Name of Creditor:	- UNKAINA	art 115		
27	Address:	2305 Duppie	GC 751		
۷ /	By:	Course de de de	GUI	<del></del>	
28	Title:	Manggae	em ber		-
Law Offices of		- Charles and			
ALAN R. SMITH 505 Ridge Street			•		
Reno, Nevada 89501	Name of the control o	0			
(775) 786-4579	H:\Elko Gold Mine\Plan & DS\Bai	liot 091411-rmb.wpd			

	ii .		
			No.
. 1	AJ KUNG, ESQ.		ALAN R. SMITH, ESQ.
	Nevada Bar No. 7052		Nevada Bar No. 1449
2	1		Law Offices of Alan R. Smith
	Nevada Bar No. 998		505 Ridge Street
3	Kung & Associates 214 S. Maryland Parl	rway.	Reno, Nevada 89501 Telephone (775) 786-4579
4			Facsimile (775) 786-4379
,	Telephone: (702) 382		Email: mail@asmithlaw.com
5	Facsimile: (702) 382	2-2720	
_	Email: ajkung@ajkur		Co-Counsel for Debtor
6	Email: bbrown@ajku	inglaw.com	
7	Counsel for Debtor		
,	Counsel for Devior		
8			
		UNITED STATES	BANKRUPTCY COURT
9			
10			CT OF NEVADA
10			-ooOoo—
11	In Re:		Case No. BK-N-11-50084-BTB
			Chapter 11
12	ELKO GOLD MINE,		BALLOT FOR ACCEPTING OR
	a Nevada limited liab	ility company,	REJECTING DEBTOR'S PLAN OF
. 13		Dalue :	REORGANIZATION
14		Debtor.	Hearing Date: October 26, 2011
* '		· · · · · · · · · · · · · · · · · · ·	Hearing Date: Getober 20, 2011 Hearing Time: 3:00 p.m.
15		······································	
10	The Plan of R	eorganization, and amendm	ents thereto, referred to in this ballot can be confirmed by
16	the Court only if two-t	hirds in amount and more th	an one-half in number of creditors in each class of interest
17	conforms to the requi	rements of the law. See 11	t of a rejection, the Court finds that the Plan nonetheless
	Tomornio to mo requi		o.b.o. g 1127.
18	This ballot m	ust be returned by mail, fax	or email no later than 5:00 p.m. on October 21, 2011
10	to:	·	
19	<u>]</u>		R. Smith, Esq.
20			s of Alan R. Smith Ridge Street
20			Nevada 89501
21	•		nber: (775) 786-3066
		Email: <u>mai</u>	l@asmithlaw.com
22	71h	1 1 1	
23	votes as follows:	ned acknowledges receipt of	f the Plan of Reorganization and amendment thereto and
	voics as tollows.		[Check One Box]
24	i i		[Ontok One Dok]
	Class of Creditor:	Class 5	Accepts (X)
25			· · · · · · · · · · · · · · · · · · ·
26	Amount of Claim:	\$ 654,869.21 Excel National Bank	Rejects ()
26	Name of Creditor: Address:		o Suite 220
27	Address:	43385 Business Park Driv Temecula, CA 92590	
	Ву:	Curtis DeMers	<del>L</del>
28	Title:	SVP/Special Assets Man	ager
Law Offices of			
ALAN R. SMITH 505 Ridge Street	/		
Reno, Nevada 89501	H:\Elko Gold Mine\Plan & DS\Ba	illai 091411-rah wad	
(775) 786-4579		טקאי.טווויו זייו כט יטווי	

1	AJ KUNG, ESQ.		ALAND CNEE	TII PSO	
	Nevada Bar No. 7052		ALAN R. SMI Nevada Bar No		
2	BRANDY BROWN, ESQ.		Law Offices of	f Alan R. Smith	
3	Nevada Bar No. 9987 Kung & Associates		505 Ridge Stre Reno, Nevada		
	214 S. Maryland Parkway		Telephone (775	5) 786 <b>-4579</b>	
4	Las Vegas, Nevada 89101 Telephone: (702) 382-0883		Facsimile (775)	) 786-3066	
5	Facsimile: (702) 382-2720		Email: <u>maik@</u>	ismuniaw.com	
6	Email: <u>ajkung@ajkunglaw.c</u> Email: <u>bbrown@ajkunglaw.</u>		Co-Counsel for	· Debtor	
7	Counsel for Debtor				
8					
9		UNITED STATES BANK	KRUPTCY COU	IRT	
		DISTRICT OF	NEVADA	•	
10		ooOoc			
11	In Re:		Case No BK-N	N-11-50084-BTB	
			Chapter 1 J		•
12	ELKO GOLD MINE, LLC, a Nevada limited liability co	mmany		<u>R ACCEPTING OR</u> DEBTOR'S PLAN (	
13	i i i i i i i i i i i i i i i i i i i	тирату,	REORGANIZ		<u>7£</u>
14	Deb			O-1-1 26 2011	
	Hot shot Pow	er washing	Hearing Date:	October 26, 2011 3:00 p.m.	
15	ļ <b>"</b>		-	•	
16	the Court only if two-thirds in	ization, and amendments the amount and more than one	ereto, referred to -half in number o	in this ballot can be c of creditors in each cla	onfirmed by
	voting on the Plan accept the	Plan, or, in the event of a r	rejection, the Cou	urt finds that the Plan	nonetheless
17	conforms to the requirement	s of the law. See 11 U.S.C.	§ 1129.		
18	This ballot must be a	eturned by mail, fax or ema	ail no later than <u>5</u>	:00 p.m. on October	<u>- 2</u> 1, 201 <u>1</u>
19	to:				
	•	Alan R. Smit Law Offices of Al			
20		505 Ridge (	Street	•	
21		Reno, Nevada Facsimile Number: (			
20		Email: <u>mail@asm</u>			
22	The undersigned ack	mowledges receipt of the Pi	lan Af Represaviz	ation and amendment	thereis and
23	votes as follows:	arow reages receipt of the r	ian of Reorganiz	anon and amendment	uleico aijų
24				[Check One Box]	
1	Class of Creditor:	_ 5	Accepts	s ( 🗴 )	
25	A	1000 50	•		
26	Amount of Claim: \$_/ Name of Creditor: ##	1,577.50 3+5ho+ 00wer 1	Washins	()	
	Address: 2	110 colonial a			
27	<u>. ይ</u> By: <i>ጅታ</i>	han Burlingha			
28	Title:	una		**************************************	
LAW Offices of ALAN R. SMITH			·· ·	<del></del>	
505 Kidge Street Reno, Nevada 89581					
(775) 786-4579	H:\Elko Gold Mine\Plan & DS\Ballot 0914	11-rmb.wpd	•		

1	AJ KUNG, ESQ.	ALAN R. SMITH, ESQ.
2	Nevada Bar No. 7052 BRANDY BROWN, ESQ.	Nevada Bar No. 1449 Law Offices of Alan R. Smith
_	Nevada Bar No. 9987	505 Ridge Street
3	Kung & Associates	Reno, Nevada 89501
4	214 S. Maryland Parkway Las Vegas, Nevada 89101	Telephone (775) 786-4579 Facsimile (775) 786-3066
اہ	Telephone: (702) 382-0883	Email: mail@asmithlaw.com
5	Facsimile: (702) 382-2720 Email: ajkung@ajkunglaw.com	Co-Counsel for Debtor
6	Email: bbrown@ajkunglaw.com	
7	Counsel for Debtor	
8	LINITE	SED STATES DANKING DECK COLUD
9	UNII	TED STATES BANKRUPTCY COURT
0		DISTRICT OF NEVADA00O00
1	In Re:	Case No. BK-N-11-50084-BTB Chapter 11
2	ELKO GOLD MINE, LLC,	BALLOT FOR ACCEPTING OR
3	a Nevada limited liability company,	REJECTING DEBTOR'S PLAN OF REORGANIZATION
	Debtor.	
4		Hearing Date: October 26, 2011 Hearing Time: 3:00 p.m.
5	Th. Di	
6	the Court only if two-thirds in amour	and amendments thereto, referred to in this ballot can be confirmed by at and more than one-half in number of creditors in each class of interest
7	voting on the Plan accept the Plan, conforms to the requirements of the	or, in the event of a rejection, the Court finds that the Plan nonetheless
8		
	to:	by mail, fax or email no later than 5:00 p.m. on October 21, 2011
9		Alan R. Smith, Esq. Law Offices of Alan R. Smith
0		505 Ridge Street
1	· <b>1</b>	Reno, Nevada 89501 Facsimile Number: (775) 786-3066
		Email: mail@asmithlaw.com
2	The understaned acknowled	ges receipt of the Plan of Reorganization and amendment thereto and
3	votes as follows:	t included in Plan. [Check One Box]
4	Class of Creditor: UNSECT	
5	Class of Creditor: UNSECT	Лесерь (
	Amount of Claim: 5	Rejects (
5		a Division of Industrial Relations est King Street, Ste. 201A
7	Carso	on City, NV 89703
3	By: Your Divis	NANCY E. WONG
	H:\Elko Gold Mine\Plan & DS\Ballot 091411-rmb.wpc	· · · · · · · · · · · · · · · · · · ·

Law Offices of Law Offices of ALAN R. SMITH 505 Ridge Street Reno, Nevada 89501 (775) 786-4579

Case 11-50084-Doc 143 Entered 09/14/11 16:3 1 Page 3 of 3 1 AJ KUNG, ESQ. ALAN R. SMITH, ESO. Nevada Bar No. 7052 Nevada Bar No. 1449 2 BRANDY BROWN, ESO. Law Offices of Alan R. Smith Nevada Bar No. 9987 505 Ridge Street 3 Kung & Associates Reno, Nevada 89501 214 S. Maryland Parkway Telephone (775) 786-4579 Las Vegas, Nevada 89101 4 Facsimile (775) 786-3066 Email: mail@asmithlaw.com Telephone: (702) 382-0883 5 Facsimile: (702) 382-2720 Email: ajkung@ajkunglaw.com Co-Counsel for Debtor Email: bbrown@ajkunglaw.com 6 7 Counsel for Debtor 8 UNITED STATES BANKRUPTCY COURT 9 DISTRICT OF NEVADA 10 ---00O00---11 In Re: Case No. BK-N-11-50084-BTB Chapter 11 12 ELKO GOLD MINE, LLC, BALLOT FOR ACCEPTING OR REJECTING DEBTOR'S PLAN OF a Nevada limited liability company, 13 REORGANIZATION Debtor. 14 Hearing Date: October 26, 2011 Hearing Time: 3:00 p.m. 15 The Plan of Reorganization, and amendments thereto, referred to in this ballot can be confirmed by 16 the Court only if two-thirds in amount and more than one-half in number of creditors in each class of interest voting on the Plan accept the Plan, or, in the event of a rejection, the Court finds that the Plan nonetheless 17 conforms to the requirements of the law. See 11 U.S.C. § 1129. 18 This ballot must be returned by mail, fax or email no later than 5:00 p.m. on October 21, 2011 to: 19 Alan R. Smith, Esq. Law Offices of Alan R. Smith 20 505 Ridge Street Reno, Nevada 89501 21 Facsimile Number: (775) 786-3066 Email: mail@asmithlaw.com 22 The undersigned acknowledges receipt of the Plan of Reorganization and amendment thereto and 23 votes as follows: [Check One Box] 24 Class 5- Unsecured Class of Creditor: Accepts ( 25 Amount of Claim: Rejects ( 26 Name of Creditor: Address: 27 By: 28 Title: Green ALAN R. SMITH Reno, Nevada 89501

Law Offices of

505 Ridge Street

(775) 786-4579

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Case 11-50084-btb Doc 173 Entered 10/25/11 11:51:26 Page 14 of 17

	:	
	AJ KUNG, ESQ. Nevada Bar No. 7052	ALAN R. SMITH, ESQ. Nevada Bar No. 1449
2	BRANDY BROWN, ESQ. Nevada Bar No. 9987	Law Offices of Alan R. Smith 505 Ridge Street
3	Kung & Associates	Reno, Nevada 89501
4	214 S. Maryland Parkway Las Vegas, Nevada 89101	Telephone (775) 786-4579 Facsimile (775) 786-3066
5	Telephone: (702) 382-0883 Facsimile: (702) 382-2720	Email: mail@asmithlaw.com
Ť	Email: ajkung@ajkunglaw.com	Co-Counsel for Debtor
6	Email: <u>bbrown@aikunglaw.com</u>	
7	Counsel for Debtor	
8	INVESTO OF A SEC DAN	WATERCO COLET
9	UNITED STATES BAN	
10	DISTRICT OF	
		Case No. BK-N-11-50084-BTB
11	In Re:	Chapter 11
12	ELKO GOLD MINE, LLC, a Nevada limited liability company,	BALLOT FOR ACCEPTING OR REJECTING DEBTOR'S PLAN OF
13		REORGANIZATION
14	Debtor.	Hearing Date: October 26, 2011
15		Hearing Time: 3:00 p.m.
16	The Plan of Reorganization, and amendments the Court only if two-thirds in amount and more than one	hereto, referred to in this ballot can be confirmed by
	voting on the Plan accept the Plan, or, in the event of a	rejection, the Court finds that the Plan nonetheless
17	conforms to the requirements of the law. See 11 U.S.C	
18	This ballot must be returned by mail, fax or em	nail no later than 5:00 p.m. on October 21, 2011
19	Alan R. Sm Law Offices of A	
20	505 Ridge	Street
21	Reno, Nevad Facsimile Number:	
	Email: <u>mail@as</u>	
22		Plan of Reorganization and amendment thereto and
23	votes as follows:	[Check One Box]
24	Class of Creditor:	Accepts ()
25	Fa75 61	
26	Amount of Claim: \$ 0 8 / 9   1   Name of Creditor: UMSCHFID FW	- NC - DBA THE PAINT STORE
27	Address: 336, 5/LUE	F STORE
28	By: Fishard T	mschild
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ALAN R, SMITH 505 Ridge Street Rene, Nevade 89501 (775) 786-4579	H:\5lko Gold Mine\Plan & DS\Bellot 091411-rmb.wpd	

Doc 173 Entered 10/25/11 11:51:26 Case 11-50084-btb FROM: Vot. 25. 2011 9:51AM I AJ KUNG, ESQ. ALAN R. SMITH, ESQ. Nevada Bar No. 7052 Nevada Bar No. 1449 2 BRANDY BROWN, ESQ. Law Offices of Alan R. Smith Novada Bar No. 9987 505 Ridge Street 3 Kung & Associates Reno, Nevada 89501 214 S. Maryland Parkway Telephone (775) 786-4579 4 Las Vegas, Nevada 89101 Facsimile (775) 786-3066 Telephone: (702) 382-0883 Emuil: muit@asmithlaw.com 5 Facsimile: (702) 382-2720 Email: aikung@aikunglaw.com Co-Counsel for Debtor Email: bbrown@ajkunglew.com 6 7 Counsel for Debtor 8 UNITED STATES BANKRUPTCY COURT 9 DISTRICT OF NEVADA 10 -00**000-**11 In Re: Case No. BK-N-11-50084-BTB Chapter 11 12 FLKO GOLD MINE, LLC, BALLOT FOR ACCEPTING OR REJECTING DEBTOR'S PLAN OF a Nevada limited liability company, 13 REORGANIZATION Dobtor, 14 Hearing Date: October 26, 2011 Hearing Time: 3:00 p.m. 15 The Plan of Reorganization, and amendments thereto, referred to in this ballot can be confirmed by the Court only if two-thirds in amount and more than one-half in number of creditors in each class of interest 16 voting on the Plan accept the Plan, or, in the event of a rejection, the Court finds that the Plan nonetheless 17 conforms to the requirements of the law. Sec 11 U.S.C. § 1129. 18 This ballot must be returned by mail, fax or email no later than 5:90 p.m. on October 21, 2011 to: 19 Alan R. Smith, Esq. Law Offices of Alan R. Smith 20 505 Ridge Street Reno, Nevada 89501 Facsimile Number: (775) 786-3066 21 Email: mail@asmithlaw.com 22 The undersigned acknowledges receipt of the Plan of Reorganization and amendment thereto and 23 votes as follows: Check One Boxi 24 Class of Creditor: 25 Amount of Claim: Name of Creditor: 26 Address: 27 PHOENIX AZ 8507 By: <del>888-874-2199</del> 28 Title: Law Officer of ALAN R. SMITH

585 Hidge Street Rose, Neved = \$9501 (776) 786-4579

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Case 11-50084-btb Doc 173 Entered 10/25/11 11:51:26 Page 17 of 17 Oct. 25. 2011 9:53AM No. 0847 P. 2/2 AJ KUNG, ESQ. 1 ALAN R. SMITH, ESO. Nevada Bar No. 7052 Nevada Bar No. 1449 BRANDY BROWN, ESO. Law Offices of Alan R. Smith Nevada BarrNo. 9987 505 Ridge Street 3 Kung & Associates Reno, Nevada 89501 214 S. Maryland Parkway Telephone (775) 786-4579 4 Las Vegas, Nevada 89101 Facsimile (775) 786-3066 Telephone: (702) 382-0883 Email: mail@asmithtaw.com 5 Facsimile: (702) 382-2720 Email: ajkung@ajkunglaw.com Co-Counsel for Debtor 6 Email: bbrown@ajkunglaw.com 7 Counsel for Debtor 8 UNITED STATES BANKRUPTCY COURT 9 DISTRICT OF NEVADA 10 --ooOco--11 In Re: Case No. BK-N-11-50084-BTB Chapter U ELKO GOLD MINE, LLC. 12 BALLOT FOR ACCEPTING OR REJECTING DEBTOR'S PLAN OF a Nevada limited liability company, REORGANIZATION 13 Debtor. 14 Hearing Date: October 26, 2011 Hearing Time: 3:00 p.m. 15 The Plan of Reorganization, and amendments thereto, referred to in this hallot can be confirmed by 16 the Court only if two-thirds in amount and more than one-half in number of creditors in each class of interest voting on the Plan accept the Plan, or, in the event of a rejection, the Court finds that the Plan nonetheless 17 conforms to the requirements of the law. See 11 U.S.C. § 1129. This ballot must be returned by mail, fax or email no later than 5:00 p.m. on October 21, 2011 18 to: 19 Alan R. Smith, Esq. Law Offices of Alan R. Smith 20 505 Ridge Street Reno, Nevada 89501 Facsimile Number: (775) 786-3066 21 Email: mail@asmithlaw.com 22 The undersigned acknowledges receipt of the Plan of Reorganization and amendment thereto and 23 votes as follows: [Check One Box] 24 Accepts (X) Class of Creditor: 25 644.05 Rejects ( ) Amount of Claim: Jestern Printing Co 26 Name of Creditor: NO BOX 1555 Address: Aberdeen, 50 57402 27 Marie Goetz By: Title: Bickp 28 Law Office of ALAN R. SMITH 505 Ridge Street Reno, Nevnda 89301 (778) 786-4579 H: Elko Gold MinelPlan & DSBallot 091411 amb and

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